

TENNESSEE STATE BOARD OF EDUCATION	
CHARTER SCHOOL INTERVENTION	6.700

Purpose. The purpose of this policy is to set forth the criteria and process for charter school intervention decisions and actions by the State Board of Education (“State Board”).

1. **Generally.** The State Board will have a clear, explicit plan for monitoring schools as set forth in the charter agreement. To the extent possible, this plan will limit the administrative burden on schools. If there is reason for concern, the State Board will monitor as often and vigorously as needed to ensure the charter school remedies serious issues in a timely manner. In cases where intervention by the State Board is warranted, it will be proportionate to the identified problem, adhere to provisions of the charter agreement and respect the autonomy of the charter school.

2. **Intervention.**

- a. The State Board will establish an intervention policy stating the general conditions that may trigger intervention and the types of actions and consequences that may ensue.
- b. This intervention policy will be set forth in the charter agreements of the charter schools it authorizes and serves and the chartering authority.
- c. The State Board will give the charter schools in its portfolio timely notice of any charter agreement violations or performance deficiencies justifying intervention per the charter agreement. Notices shall state the deficiency, the applicable regulatory, performance or contractual provision(s) not satisfactorily met, the expected remedy, including whether a Plan of Correction is required (as further described below), and the timeframe by which the State Board expects a deficiency to be remedied and/or a Plan of Correction to be submitted.
- d. The State Board will provide its charter schools with reasonable time and opportunity for submission of Plan of Corrections and/or remediation in non-emergency situations.
- e. Where intervention is needed, the State Board will engage in intervention strategies that preserve charter school autonomy and responsibility by identifying what the charter school must remedy without prescribing solutions.

3. **Grounds for Intervention and Consequences.**

- a. If issues of concern or deficiencies are identified, the State Board may assign a level of intervention for the charter school. The charter agreement will outline these levels of intervention as well as the grounds that may result in certain levels of intervention. The State Board shall adhere to the provisions of the charter agreement if it determines an intervention is appropriate

TENNESSEE STATE BOARD OF EDUCATION	
CHARTER SCHOOL INTERVENTION	6.700

- b. Depending on the severity of the concern or deficiency, the State Board reserves the right to revoke or suspend the charter agreement in accordance with the terms and provisions of the charter agreement and Tenn. Code Ann. § 49-13-122. If the State Board deems that an intervention other than contract revocation or suspension is appropriate, it may begin at any level of intervention and shall be permitted to jump levels. The State Board does not need to commence interventions at Level 1 and move incrementally through the levels.
- c. The State Board will notify the governing board of any charter school that requires an intervention. The notice shall describe the intervention and may include additional consequences if the deficiency and/or concern(s) are not remedied within the stated timeline.
- d. A Plan of Correction, as defined in the charter agreement, shall include specific improvement objectives, responsible person(s) for each action, technical assistance requirements (if applicable), a schedule, and indicators of success. The charter school shall submit its Plan of Correction within the timelines prescribed in the charter agreement, unless otherwise prescribed by the State Board.
- e. State Board staff's approval of a Plan of Correction shall in no way abridge or mitigate the charter school's ultimate responsibility and accountability for remedying the deficiency and/or the State Board's authority to take additional action in response to the charter school's failure to remedy the deficiency satisfactorily including revocation or suspension of the charter agreement to operate a charter school.
- f. If there is an immediate concern for student or employee health or safety at a charter school, the State Board may revoke or suspend the charter agreement or adopt an interim reconstitution plan that may include the appointment of an interim governing board and/or a governing board chairperson.

4. Charter School Responsibilities

- a. When a charter school in the State Board's portfolio receives a deficiency notice from the State Board, it may:
 - i. Remedy noted deficiencies and provide evidence of such remedy to the State Board within the timeframe identified in the notice.
 - ii. Contest the State Board's determination that a breach of the charter agreement has occurred by providing a written response contesting such determination to the State Board within the timeframe prescribed in the charter agreement.
 - iii. Submit a Plan of Correction, if requested, to the State Board within the timeframe identified charter agreement or as stated in the notice.

TENNESSEE STATE BOARD OF EDUCATION	
CHARTER SCHOOL INTERVENTION	6.700

- b. If a charter school is not able to meet timeframes for remediation and/or submission of a Plan of Correction, it shall provide a written response to the State Board within the contractual timelines, which shall include a justification for its inability to meet the timeframe together with a proposed timeframe for remedying deficiencies. The State Board shall consider the charter school's justification and either approve, approve with modifications or reject the charter school's proposed timeframe.
- c. Charter schools will be responsible for notifying the State Board when a deficiency has been remedied, if the charter school requires an extension of time to remedy a deficiency, or if the charter school requires a modification to its Plan of Correction.